

11/13/97



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125 U.S. PTO
08/969786
11/13/97
FWC

Atty. Docket No. 678-1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Prior Application

GROUP: Art Unit 2601
EXAMINER: K. Ferguson

APPLICANT(S) : KIM et al.
FWC OF SERIAL NO: 08/683,240
FILED : July 18, 1996
FOR : BUTTON COVER HOLDING MECHANISM
FOR A PORTABLE TELEPHONE

Assistant Commissioner for Patents
Washington, D.C. 20231

FILE WRAPPER CONTINUING APPLICATION (FWC)

Sir:

1. Based on the above-identified application, this is a request under the file wrapper continuing application procedure, 37 C.F.R. § 1.62, for filing a:

- ☒ Continuation application
☐ Divisional application
☐ Continuation-in-part application (Inventor(s) Declaration enclosed)

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this Application transmittal and the documents referred to as enclosed are being deposited with the United States Postal Service on this date November 13, 1997 in an envelope as "Express Mail Post Office to Addressee" Mail Label Number EM233327522US addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Helene Harrison
(Type or print name of person mailing paper)
Helene Harrison
(Signature of person mailing paper)

2. The following are enclosed:

☒ Preliminary Amendment

☐ Inventor(s) Declaration

☐ Other _____

3. The above-identified parent application in which no payment of issue fee, abandonment of, or termination of proceedings has occurred, is hereby expressly abandoned as of the filing date of this new application so as to make this application copending with said parent application. Please use all the contents of the parent application file wrapper, including drawings, as the basic papers for the new application. It is understood that secrecy under 35 U.S.C. § 122 is hereby waived to the extent that if information or access is available to any one of the applications in the file wrapper of a 37 C.F.R. §1.62 application, be it either this application or a prior application in the same file wrapper, the PTO may provide similar information or access to all the other applications in the same file wrapper.

4. ☒ The fees to be charged are to be based on the number of claims remaining as a result of:

a) ☐ the attached Preliminary Amendment.

b) ☒ the unentered amendment filed under 37 C.F.R. § 1.116 in the prior application, which is now repeated.

c) ☐ the claims as on file in the prior application.

CALCULATION OF APPLICATION FEE

For	Number Filed	Number Extra	Rate	Basic Fee
Total				\$790.00
Claims*	13 - 20 =	0	x \$ 22.00	\$
Independent				
Claims	3 - 3 =	0	x \$ 82.00	\$
Multiple	<input type="checkbox"/> yes	Add'l. Fee	\$270.00	\$
Dependent				
Claims	<input checked="" type="checkbox"/> no	Add'l. Fee	None	= \$790.00
TOTAL				\$790.00

* ~~Includes all independent~~ and single dependent claims and all claims referred to in multiple claims. See 37 C.F.R. § 1.75(c).

5. ☐ A verified statement that this filing is by a small entity is attached or has been filed in the prior application and its benefit under 37 C.F.R. § 1.28(a) is hereby claimed. Reduced fees under 37 C.F.R. §1.9(f) (50% of total) paid herewith \$_____.
6. ☒ A check in the amount of \$790.00 to cover the FWC application filing fee is attached.
7. ☐ Charge fee to Deposit Account No. 04-1121. Order No. _____. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.
8. ☒ Please charge any deficiency as well as any other fee(s) which may become due under 37 C.F.R. § 1.16 and/or 1.17, at any time during the pendency of this application, or credit any overpayment of such fee(s) to Deposit Account No. 04-1121. Also, in the event any extensions of time for responding are required for the pending application(s), please treat this paper as a petition to extend the time as required and charge Deposit Account No. 04-1121 therefor. TWO (2) COPIES OF THIS SHEET ARE ENCLOSED.
9. ☐ Priority of application Serial No. _____, filed on _____ in _____ is claimed under 35 U.S.C. § 119.
10. ☒ Amend the specification by inserting before the first line the sentence:

This is a ☒ continuation, ☐ continuation-in-part or ☐ divisional of copending application Serial No. 08/683,240 filed on July 18, 1996.
11. ☒ Please enter the Amendment Under 37 C.F.R. § 1.116 dated August 6, 1997 in the prior application.
12. ☒ The parent application is assigned of record to Samsung Electronics Co., Ltd., recorded on September 6, 1996, Reel 8116, Frames 0591-0593.
13. ☐ An Assignment of the invention to _____ is attached.

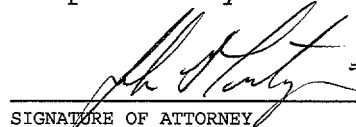
14. [X] The Power of Attorney in the prior application is to:
Peter G. Dilworth et al.

- a) [X] The Power of Attorney was filed in prior application Serial No. 08/683,240, filed July 18, 1996.
- b) [] A new executed Power is attached.
- c) [X] Address all future communications to:

Frank Chau, Esq.
DILWORTH & BARRESE
333 Earle Ovington Blvd.
Uniondale, NY 11553
(516) 228-8484

Respectfully submitted,

Date: November 13, 1997


SIGNATURE OF ATTORNEY

John G. Tutunjian
Reg. No. 39,405

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333 Earle Ovington Blvd.
Uniondale, NY 11553
Tel. No. (516) 228-8484
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PATENT

Atty. Docket No. 678-10 FWC

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PRELIMINARY AMENDMENT

Sir:

Prior to examination on the merits, the applicant respectfully requests the following amendments to be entered into the application.

IN THE SPECIFICATION:

Page 6, line 8, after "with" delete "a" and substitute therefor --an elongated--;

line 15, before "reception" insert --elongated--;

Page 7, line 10, before "reception" insert --elongated--.

CERTIFICATION UNDER 37 C.F.R. § 1.10

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Helene Harrison

(Type or print name of person mailing paper)

(Signature of person mailing paper)

REMARKS

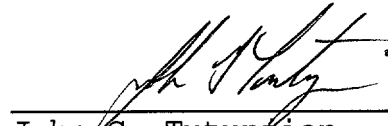
The applicant respectfully requests reconsideration of the application in view of the previously unentered amendment of August 11, 1997, now entered, the foregoing amendments and the following remarks.

Applicant has, by this amendment, added to the elongated description of guide rail 13 to the specification. Support for this amendment can be found in FIG. 5 as originally filed. No new matter has been added. Reconsideration and withdrawal of the §112, first paragraph, rejection is respectfully requested.

Applicant believes the claims, as amended, are now in condition for allowance. Early and favorable action is respectfully requested.

Should the Examiner believe that a telephone or personal interview may facilitate resolution of any remaining matters, it is requested that the Examiner contact applicant's undersigned attorney.

Respectfully submitted,



John G. Tutunjian
Registration No. 39,405
Attorney for Applicants

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